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6 **UNITED STATES DISTRICT COURT**

7 **DISTRICT OF NEVADA**

8 JAYNA CARTER, ) CASE NO.: 3:11-cv-00662-RCJ-WGC  
9 Plaintiff, )  
10 vs. ) **ORDER RE: EMERGENCY MOTION  
11 MGM RESORTS INTERNATIONAL dba ) TO COMPEL THE FULL INSPECTION  
12 CIRCUS CIRCUS HOTEL AND CASINO – ) OF THE SUBJECT ELEVATOR  
13 RENO; OTIS ELEVATOR COMPANY; )  
14 DOES I through X, inclusive and ROE )  
15 BUSINESS ENTITIES I through X, inclusive, )  
Defendants. )**

16 Before the court is plaintiff's Emergency Motion to Compel the Full Inspection of the  
17 Subject Elevator (#27). The court has considered the motion (#27), defendant Circus Circus'  
18 opposition (#30), and plaintiff's reply (#31).

19 On December 13, 2012, having listened to the arguments of counsel, at a telephonic motion  
20 to compel hearing at 4:10 p.m., the Court finds that the information requested, specifically the  
21 R.E.M. proprietary data for the preceding (2) two years, is not unduly burdensome, and is  
22 reasonable in light of the facts, and shall be provided to Plaintiff within a reasonable time period not  
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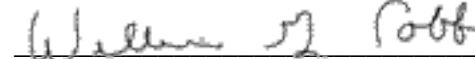
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1 to exceed 10 days. Plaintiff's expert is required to execute an acknowledgement of  
2 the confidentiality agreement provided by Defendant Otis in exchange for said information.

3 DATED this 21st day of December, 2012.

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WILLIAM G. COBB  
UNITED STATES MAGISTRATE JUDGE

7 Respectfully submitted by:

8 BENSON & BINGHAM

9 /S/ JOSEPH L. BENSON II

10 JOSEPH L. BENSON II, ESQ.

11 Nevada Bar No. 7276

12 Attorney for Plaintiff

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